

**Before the
Federal Communications Commission
Washington, D.C. 20554**

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|---|---|----------------------|
| In the Matter of |) | |
| |) | |
| Facilitating the Provision of Spectrum-Based |) | WT Docket No. 02-381 |
| Services to Rural Areas and Promoting |) | |
| Opportunities for Rural Telephone Companies |) | |
| To Provide Spectrum-Based Services |) | |
| |) | |
| 2000 Biennial Regulatory Review |) | WT Docket No. 01-14 |
| Spectrum Aggregation Limits |) | |
| For Commercial Mobile Radio Services |) | |
| |) | |
| Increasing Flexibility To Promote Access to and |) | WT Docket No. 03-202 |
| the Efficient and Intensive Use of Spectrum and |) | |
| the Widespread Deployment of Wireless Services, |) | |
| and To Facilitate Capital Formation |) | |

ERRATUM

Released: December 15, 2004

By the Associate Chief, Mobility Division:

1. On September 27, 2004 the Commission released a *Report and Order and Further Notice of Rulemaking* (FCC 04-166) in the above-captioned proceeding.¹ The Commission amended section 22.913(a) of its regulations, authorizing increased power limits for cellular base stations that: (1) are located in counties with population densities of 100 persons or fewer per square mile, based upon the most recently available population statistics from the Bureau of the Census; or (2) extend coverage into adjacent cellular unserved areas on a secondary basis. This Erratum corrects section 22.913(a) to more clearly reflect the changes set out in the Order.

2. Section 22.913(a) of Appendix A is corrected as follows:

Section 22.913 is amended by revising paragraph (a) to read as follows:

§ 22.913 Effective radiated power limits.

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¹ Facilitating the Provision of Spectrum-Based Services to Rural Areas and Promoting Opportunities for Rural Telephone Companies to Provide Spectrum-Based Services, WT Docket No. 02-381, 2000 Biennial Regulatory Review Spectrum Aggregation Limits for Commercial Mobile Radio Services, WT Docket No. 01-14, Increasing Flexibility to Promote Access to and the Efficient and Intensive Use of Spectrum and the Widespread Deployment of Wireless Services, and to Facilitate Capital Formation, WT Docket No. 03-202, *Report and Order and Further Notice of Proposed Rulemaking*, 19 FCC Rcd 19078 (2004).

(a) Maximum ERP. In general, the effective radiated power (ERP) of base transmitters and cellular repeaters must not exceed 500 Watts. However, for those systems operating in areas more than 72 km (45 miles) from international borders that: (1) Are located in counties with population densities of 100 persons or fewer per square mile, based upon the most recently available population statistics from the Bureau of the Census; or, (2) Extend coverage on a secondary basis into cellular unserved areas, as those areas are defined in § 22.949, the ERP of base transmitters and cellular repeaters of such systems must not exceed 1000 Watts. The ERP of mobile transmitters and auxiliary test transmitters must not exceed 7 Watts.

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3. This action is taken pursuant to authority delegated by section 0.331 of the Commission's Rules, 47 C.F.R. § 0.331.

FEDERAL COMMUNICATIONS COMMISSION

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